

III. REMARKS

A. Status of the Claims

Claims 1, 3-7 and 11-12, 14, 16 and 23-25 are pending. Claims 1 and 11 have been amended. Support for the amendments can be found throughout the specification, e.g., the originally filed claims. It is respectfully submitted that no new matter has been added by virtue of this amendment.

The Examiner's indication that claim 6 is objected to for being dependent on a rejected base claim, but is otherwise allowable, is acknowledged with appreciation.

B. Rejections under 35 U.S.C. § 102 (b)

Claims 1, 4-5, 7, 11-12, 14 and 16 were rejected under 35 U.S.C. § 102 (b) on the grounds of being anticipated by Hoffman et al. (Journal of Medicinal Chemistry, 1975, Vol 18, No. 3, pages 278-284). The Examiner indicated that compound no. 52 on page 280 of Hoffman et al. "reads on the claims when $R_4 = C_1$ alkyl, $R_5 = 6$ membered aromatic group, $R_1 = C_3$ alkyl, $R_2 = R_3 = \text{hydrogen}$ $n = O$."

In response, independent claim 1 has been amended to delete hydrogen as a possible substitution at R_2 and R_3 . It is respectfully submitted that independent claim 11 is not anticipated by Hoffman et al. as this claim does not recite hydrogen as a possible substituent at R_2 . Therefore, the Examiner is respectfully requested to remove the anticipation rejection of claims 1, 4-5, 7, 11-12, 14 and 16 over Hoffman et al.

Claims 1, 3-4, 7, 11-12, 14, 16 and 23-24 were rejected under 35 U.S.C. § 102 (b) on the grounds of being anticipated by Guryn et al. (Chem. Abstract 1976:43210, rn 57957-05-8 and 57957-20-7). The Examiner indicated that Guryn et al. discloses a compound which "reads on the claims when $R_4 = \text{bond}$, $R_5 = \text{hydrogen group}$, $R_1 = C_3$ alkyl, $R_2 = \text{hydrogen}$, $R_3 = C_4$ alkyl, and $n = O$; or when $R_4 = \text{bond}$, $R_5 = \text{hydrogen group}$, $R_1 = C_3$ alkyl, $R_3 = \text{hydrogen}$, $R_2 = C_4$ alkyl, and $n = O$."

In response, independent claims 1 and 11 have been amended to delete hydrogen as a

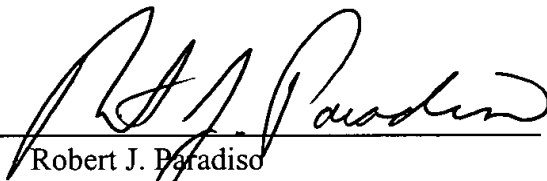
possible substitution at R₅. It is respectfully submitted that independent claim 23 is not anticipated by Hoffman et al. as this claim does not recite hydrogen as a possible substituent at R₅. Therefore, the Examiner is respectfully requested to remove the anticipation rejection of claims 1, 3-4, 7, 11-12, 14, 16 and 23-24 over Guryn et al.

IV. CONCLUSION

In view of the actions taken and arguments presented, it is respectfully submitted that this application is now in condition for allowance.

An early and favorable action on the merits is earnestly solicited. The Examiner is invited to contact the undersigned at the telephone number provided below if it is determined that any further issues remain.

Respectfully Submitted,
DAVIDSON, DAVIDSON & KAPPEL, LLC

By: 
Robert J. Paradiso
Reg. No. 41,240

Davidson, Davidson & Kappel, LLC
485 Seventh Avenue, 14th Floor
New York, New York 10018
(212) 736-1940